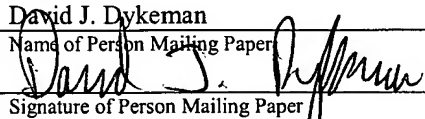


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|--|----------------------------------|
| Application of: Marciante et al. | Examiner: Not Yet Assigned |
| Serial No.: Not Yet Assigned | |
| Filed: August 22, 2003 | Group Art Unit: Not Yet Assigned |
| Entitled: Apparatus and Method for an Ultrasonic Medical Device Engaging a Flexible Material | |
| | Conf. No.: Not Yet Assigned |

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

I hereby certify that the paper (and any paper or fee referred to as being enclosed) is being deposited with the United States Postal Service using Express Mail to Addressee Service, under 37 C.F.R. Section 1.10, **Express Mail Label No. EV928103755US** on this date, **August 22, 2003**, postage prepaid, in an envelope addressed to Mail Stop Patent Application, P.O. Box 1450, Alexandria, VA 22313-1450.

David J. Dykeman
Name of Person Mailing Paper

Signature of Person Mailing Paper

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §§ 1.56, 1.97 AND 1.98

Dear Sir:

In accordance with the duty of disclosure under 37 CFR § 1.56, Applicant submits this Information Disclosure Statement pursuant to 37 CFR §§ 1.97 and 1.98 in the above-identified application for consideration by the Patent Office.

A listing of the cited documents, as well as, for the Examiner's convenience, copies of all foreign patent documents and non-patent literature are enclosed. This application was filed after June 30, 2003, and copies of U.S. patents and U.S. patent applications are not required and are not enclosed.

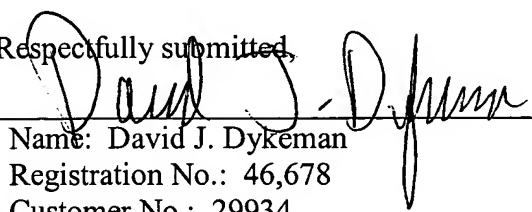
Pursuant to CFR § 1.97(b)(3), because this Statement is being submitted before the first Office Action on the merits, no fee is required.

Applicant does not intend to represent that any of the documents submitted herein are material prior art to this invention or that the list represents an exhaustive search of documents related to this invention.

Applicant respectfully requests that the documents submitted herein be considered and made of record in this application.

Date: August 22, 2003

Respectfully submitted,


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| USPTO Form 1449 U.S. Department of Commerce Patent and Trademark Office | | | | Attorney Docket No. 20563/2362 | | Serial No. Not Yet Assigned | |
|--|--|------------|-------------------|-----------------------------------|-------|--------------------------------|------------------------------|
| INFORMATION DISCLOSURE STATEMENT | | | | Applicant(s): Marciante et al. | | | |
| | | | | Filing Date: August 22, 2003 | | Group: Not Yet Assigned | |
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| | | |

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

**Copies of references not provided at the time of this submission.